

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DERRICK JOHNSON,

Petitioner,

v.

DONALD HOLBROOK,

Respondent.

CASE NO. C14-5461BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable J. Richard Creatura, United States Magistrate Judge. Dkt. 12. The Court having considered the R&R and the remaining record, and no objections having been filed, does hereby find and order as follows:

- (1) The R&R is **ADOPTED**;
- (2) Petitioner’s petition for habeas corpus is procedurally barred; and
- (3) A certificate of appealability is **DENIED**.

Dated this 10th day of December, 2014.



BENJAMIN H. SETTLE
United States District Judge